

RECEIVED
CENTRAL FAX CENTER

Patent
09/840,226

NOV 18 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Brant Lindsey Candelore
Serial No.: 09/840,2267
Filed: April 23, 2001
Title: System and Method for Authenticating the Location of Content Players
Art Unit: 2132
Examiner: Abdulhakim Nabahar
Docket No.: M-8782 US (now 50P3954)

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

**DECLARATION OF BRANT LINDSEY CANDELORE
PURSUANT TO 37 CFR § 1.131**

I, Brant Lindsey Candelore, being duly warned that willful false statements and the like are punishable by fine or imprisonment or both under 18 U.S.C. § 1001, and may jeopardize the validity of the patent application or any patent issuing thereon, state and declare as follows:

1. All statements herein made of my own knowledge are true and statements made on information or belief are believed to be true.

2. I am over eighteen years of age, competent to make this Declaration, and have personal knowledge of the facts stated herein.

- 1 -

Patent
09/840,226

3. I am the sole inventor for the patent application Serial No. 09/840,226, filed April 23, 2001.

4. I have read and am familiar with the contents of the above-referenced patent application. I have been advised that an Office Action was mailed on May 18, 2005 by the United States Patent and Trademark Office in connection with this application. I have also been advised that all of the pending claims have been rejected based, at least in part, upon a reference (Pub. No. US 2002/0023010 A1 (Rittmaster et al.)) that has an effective date of March 20, 2001.

5. The attached accurate (redacted) copy of the "Sony Invention Disclosure Form" (attached as Exhibit A -- that resulted in patent application 09/840,226) illustrates a conception date prior to the March 20, 2001 effective date of Rittmaster.

6. I have been informed that the Disclosure was forwarded to outside patent counsel, Skjervcn Morrill et al., on April 24, 2000. I believe that the attorney preparing the application exercised reasonable diligence in preparing the application during the entire critical period from conception until the constructive reduction to practice date. Specifically, there was conception of the invention prior to the March 20, 2001 effective date of the cited Rittmaster reference, and, reasonable diligence between the date of conception and the constructive reduction to practice (or the filing date).

Patent
09/840,226

7. The undersigned, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any registration resulting therefrom, declares that the facts set forth in this declaration are true; and all statements made of his own knowledge are true and all statements made on information and belief are believed to be true.



Brant Lindsey Candelore

10/24/05

Date